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VERITY, INC., and THE VERITY INC.
CHANGE IN CONTROL AND
SEVERANCE BENEFIT PLAN

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

HUGO SLUIMER

Plaintiff,

vs.

VERITY, INC., a corporation, and THE
VERITY INC. CHANGE IN CONTROL AND
SEVERANCE BENEFIT PLAN,

Defendants.

CASE NO. CV 08-1220 SI

**[PROPOSED] ORDER GRANTING
DEFENDANTS' MOTION TO DISMISS
UNDER RULE 12(B)(6), OR,
ALTERNATIVELY, FOR SUMMARY
JUDGMENT OR PARTIAL SUMMARY
JUDGMENT UNDER RULE 56**

DATE: July 18, 2008
TIME: 9:00 am

1 Defendants Verity, Inc., and The Verity Inc. Change In Control And Severance Benefit
2 Plan ' Motion to Dismiss the Complaint in this or, alternatively, Motion for Summary Judgment
3 or Partial Summary Judgment action pursuant to Federal Rule of Civil Procedure 56 came on for
4 hearing on July 18, 2008 before the honorable Judge Susan Illston.. The Court, having
5 considered all of the papers offered in support of, and in opposition to, the Motion to Dismiss,
6 etc., and having heard oral argument thereon, finds that the Motion to Dismiss is well supported
7 and hereby dismisses, with prejudice, each of the claims asserted by Plaintiff Hugo Sluimer
8 against Defendants. Alternatively, the Court finds that there are no material issues in dispute
9 and that Defendants are entitled to summary judgment on each of Sluimer's claims, as a matter
10 of law..

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12 IT IS SO ORDERED..

13 Dated:

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16 Susan Illston
17 United States District Court Judge
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